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IAB FO2269592

Los Angeles County Sheriff's Department

Supervisor's Report on Use of Force

Incident Information

URN: 910-00829-5800-054 | Date: 6/11/10 | Time: 1820

Location: 450 Bauchet Street | City or Station: Los Angeles

Bureau/Station/Facility: Twin Towers Correctional Facility | Admin. Investigation: YES ☐ NO ☒

Type of Force: Significant / Control Techniques (Carotid Restraint) / Takedown / Personal Weapons / Taser / Restraint Device (Handcuffs)

Deputy Injury : YES ☒ NO ☐ | Suspect Injury YES ☒ NO ☐

☐ Call ☒ Observation ☐ Detail | ☐ Foot Pursuit ☐ Vehicle Pursuit

IAB Notified: YES ☒ NO ☐ | Person Notified: Lt. Ault | Emp: [redacted] | IAB Roll Out: YES ☒ NO ☐

Involved Employee

E 1

Employee #	Last Name	First Name	Middle Name
[redacted]	[redacted]	[redacted]	[redacted]

Sex: ☒ Male ☐ Female | Race: W | Unit of Assignment: Twin Towers Correctional Facility | Work Assignment (Unit #, Module, etc.): 162 F/2

Shift: ☐ EM ☐ Day ☒ PM | ☒ Regular Shift ☐ OT Shift ☐ Off Duty | Age: [redacted] | Height: 508 | Weight: 180 lbs.

☒ Injured ☐ Treated ☐ Admitted | Hospital: LCMC | Coroner Case #: | Directed Force ☐ | Significant Force ☒

E 2

Employee #	Last Name	First Name	Middle Name
[redacted]	Alperin	Michael	J.

Sex: ☒ Male ☐ Female | Race: w | Unit of Assignment: Twin Towers Correctional Facility | Work Assignment (Unit #, Module, etc.): 162 F/1

Shift: ☐ EM ☐ Day ☒ PM | ☒ Regular Shift ☐ OT Shift ☐ Off Duty | Age: [redacted] | Height: 600 | Weight: 190 lbs

☐ Injured ☐ Treated ☐ Admitted | Hospital: | Coroner Case #: | Directed Force ☐ | Significant Force ☒

E3

Employee #	Last Name	First Name	Middle Name
[redacted]	Michaelson, Jr.	Douglas	R.

Sex: ☒ Male ☐ Female | Race: w | Unit of Assignment: Twin Towers Correctional Facility | Work Assignment (Unit #, Module, etc.): 160 Title 15 Safety Deputy

Shift: ☐ EM ☐ Day ☒ PM | ☒ Regular Shift ☐ OT Shift ☐ Off Duty | Age: [redacted] | Height: 602 | Weight: 222 lbs.

☐ Injured ☐ Treated ☐ Admitted | Hospital: | Coroner Case #: | Directed Force ☐ | Significant Force ☒

☐ Additional Involved Employees

On Duty Supervisor

Emp. #	Last Name	First Name	Middle Name	Rank	Present	Witness to Incident
[redacted]	Johnson	Brad	L.	SGT.	YES ☐ NO ☒	YES ☐ NO ☒
					YES ☐ NO ☐	YES ☐ NO ☐

Watch Sergeant

Emp. #	Last Name	First Name	Middle Name
[redacted]	Geary	Julie	R.

Watch Commander

Emp. #	Last Name	First Name	Middle Name
[redacted]	Arnaldo	Eduardo	G.

Lieutenant Eduardo Arnaldo
Watch Commander (**Print Name**) | Watch Commander's **Signature**: | Emp #: | Date

Sergeant Brad Johnson
Supervisor Completing Form: (**Print Name**) | [redacted] Emp #: | Copy Provided to Employee by: | Emp #:

Captain Anthony Ward
Unit Commander (**Print Name**) | Unit Commander's **Signature**: | Emp #: | Date

DISCOVERY Use Only
FO#

Original: Discovery Unit
Copy: Unit Commander

SH-R-438P (Rev. 07/08)

Supervisor's Report on Use of Force
INVOLVED EMPLOYEE - Continuation
9 1 0 - 0 0 8 2 9 - 5 8 0 0 - 0 5 4

Involved Employee

E 4

Employee #	Last Name	First Name	Middle Name
[redacted]	Quinonez	Angel	C.

Sex:	Race:	Unit of Assignment:	Work Assignment (Unit #, Module, etc.):
☒ Male ☐ Female	H	Twin Towers Correctional Facility	161 F/2

Shift:		Age:	Height:	Weight:
☐ EM ☒ Day ☐ PM	☒ Regular Shift ☐ OT Shift ☐ Off Duty	[redacted]	509	160 lbs

	Hospital:	Coroner Case #	
☐ Injured ☐ Treated ☐ Admitted			Directed Force ☐ Significant Force ☒

E 5

Employee #	Last Name	First Name	Middle Name
[redacted]	Bernier	Eric	M.

Sex:	Race:	Unit of Assignment:	Work Assignment (Unit #, Module, etc.):
☒ Male ☐ Female	W	Twin Towers Correctional Facility	162 A/1

Shift:		Age:	Height:	Weight:
☐ EM ☐ Day ☒ PM	☒ Regular Shift ☐ OT Shift ☐ Off Duty	[redacted]	509	165

	Hospital:	Coroner Case #	
☐ Injured ☐ Treated ☐ Admitted			Directed Force ☐ Significant Force ☒

E_

Employee #	Last Name	First Name	Middle Name

Sex:	Race:	Unit of Assignment:	Work Assignment (Unit #, Module, etc.):
☐ Male ☐ Female			

Shift:		Age:	Height:	Weight:
☐ EM ☐ Day ☐ PM	☐ Regular Shift ☐ OT Shift ☐ Off Duty			

	Hospital:	Coroner Case #	
☐ Injured ☐ Treated ☐ Admitted			Directed Force ☐ Significant Force ☐

E_

Employee #	Last Name	First Name	Middle Name

Sex:	Race:	Unit of Assignment:	Work Assignment (Unit #, Module, etc.):
☐ Male ☐ Female			

Shift:		Age:	Height:	Weight:
☐ EM ☐ Day ☐ PM	☐ Regular Shift ☐ OT Shift ☐ Off Duty			

	Hospital:	Coroner Case #	
☐ Injured ☐ Treated ☐ Admitted			Directed Force ☐ Significant Force ☐

E_

Employee #	Last Name	First Name	Middle Name

Sex:	Race:	Unit of Assignment:	Work Assignment (Unit #, Module, etc.):
☐ Male ☐ Female			

Shift:		Age:	Height:	Weight:
☐ EM ☐ Day ☐ PM	☐ Regular Shift ☐ OT Shift ☐ Off Duty			

	Hospital:	Coroner Case #	
☐ Injured ☐ Treated ☐ Admitted			Directed Force ☐ Significant Force ☐

Supervisor's Report on Use of Force
SUSPECT INFORMATION
910 - 00829 - 5800 - 054

Suspect Information

S 1

Last Name: Moore	First Name: Shaun	Middle Name: none
AKA Last Name:	First Name:	Middle Name:

Sex: ☒ Male ☐ Female	Race: B	Street Address: [redacted]	City: [redacted]	State & Zip Code: [redacted]

Work Phone: [redacted]	Home Phone: [redacted]	Age: 28	Height: 6' 00"	D.O.B. 08/13/82	Weight: 160 lbs.	Armed? ☐

Booking #: 1907224 Primary Charge Code: 211 PC Secondary Charge Code: 487 (C) PC Criminal History [redacted]

EMT in attendance? ☐ YES ☒ NO Name: ______ Unit: ______ Phone #: ______

Hospital Admission? ☐ Rec'd Treatment At: Tower One Clinic and LCMC Coroner Case #: ______ Mental History ☒

By Doctor: Dr. Healy #[redacted] Address: ______ Phone #: ______

Under Influence: ☐ YES ☒ NO Substance: ______ Mental Illness ☐

Suspect Interview

Date: 06/11/10 Time: 1850 ☐ Audiotape: ☒ Videotape: ☒ Photos of Injuries: ☐ ADMITS HEARING ANNOUNCEMENTS

Suspect Information

S__

Last Name:	First Name:	Middle Name:
AKA Last Name:	First Name:	Middle Name:

Sex: ☐ Male ☐ Female	Race:	Street Address:	City:	State & Zip Code:

Work Phone:	Home Phone:	Age:	Height:	D.O.B.	Weight:	Armed? ☐

Booking #: Primary Charge Code: Secondary Charge Code: Criminal History ☐

EMT in attendance? ☐ YES ☐ NO Name: ______ Unit: ______ Phone #: ______

Hospital Admission? ☐ Rec'd Treatment At: ______ Coroner Case #: ______ Mental History ☐

By Doctor: ______ Address: ______ Phone #: ______

Under Influence: ☐ YES ☐ NO Substance: ______ Mental Illness: ☐

Suspect Interview

Date: Time: ☐ Audiotape: ☐ Videotape: ☐ Photos of Injuries: ☐ ADMITS HEARING ANNOUNCEMENTS

Suspect Information

S__

Last Name:	First Name:	Middle Name:
AKA Last Name:	First Name:	Middle Name:

Sex: ☐ Male ☐ Female	Race:	Street Address:	City:	State & Zip Code:

Work Phone:	Home Phone:	Age:	Height:	D.O.B.	Weight:	Armed? ☐

Booking #: Primary Charge Code: Secondary Charge Code: Criminal History ☐

EMT in attendance? ☐ YES ☐ NO Name: ______ Unit: ______ Phone #: ______

Hospital Admission? ☐ Rec'd Treatment At: ______ Coroner Case #: ______ Mental History ☐

By Doctor: ______ Address: ______ Phone #: ______

Under Influence: ☐ YES ☐ NO Substance: ______ Mental Illness ☐

Suspect Interview

Date: Time: ☐ Audiotape: ☐ Videotape: ☐ Photos of Injuries: ☐ ADMITS HEARING ANNOUNCEMENTS

☐ **Additional Suspects Involved**

Supervisor's Report on Use of Force
EMPLOYEE / NON-EMPLOYEE INFORMATION
9 1 0 - 0 0 8 2 9 - 5 8 0 0 - 0 5 4

Employee Witnesses

Emp. #	Last Name	First Name	Middle Name
[redacted]	Garrovillas	Isabelita	NMN

Non-Employee Witnesses

Last Name	First Name	Middle Name	Age	D.O.B.	Street Address	City	Zip Code	Work Ph.	Home Ph.
[redacted]	[redacted]	[redacted]	50	[redacted]	[redacted]	[redacted]	[redacted]	[redacted]	[redacted]
[redacted]	[redacted]	[redacted]	32	[redacted]	[redacted]	[redacted]	[redacted]	[redacted]	[redacted]
[redacted]	[redacted]	[redacted]	20	[redacted]	[redacted]	[redacted]	[redacted]	[redacted]	[redacted]
[redacted]	[redacted]	[redacted]	51	[redacted]	[redacted]	[redacted]	[redacted]	[redacted]	[redacted]
[redacted]	[redacted]	[redacted]	22	[redacted]	[redacted]	[redacted]	[redacted]	[redacted]	[redacted]

☐ Additional Witness

Method

(AW) Arwen
(BC) Baton: (Control)
(BI) Baton: (Impact)
(BF) Bodily Fluids
(CN) Canine
(CR) Carotid Restraint
(CH) Choke Hold
(CT) Control Holds: (Control Techniques)
(TT) Control Holds: (Team Takedown)
(TD) Control Holds: (Takedown)
(CE) Chemical
(OC) Chemical Agents (OC Spray)
(TG) Chemical Agents (Tear Gas)
(EX) Explosives
(FH) Firearm (Handgun)
(FR) Firearm (Rifle)
(FS) Firearm (Shotgun)
(FO) Firearm (Other)
(FB) Flashbang
(FL) Flashlight
(OE) Other Weapon: Edged
(OV) Other Weapon: Vehicle
(OB) Other Weapon: Blunt Object
(OO) Other Weapon: Other
(PK) Personal Weapon: Feet/Leg: (Kick)
(PS) Personal Weapon: Feet/Leg: (Sweep)
(PH) Personal Weapon (Hand/Arm)
(PP) Personal Weapon (Push)
(PO) Personal Weapon (Other)
(RS) Resistance
(CN) Restraint Device (Capture Net)
(RH) Restraint Device (Handcuffs)
(HB) Restraint Device: Hobble (Legs Only)
(TP) Restraint Device: Hobble (TARP)
(RE) Restraint Device: REACT Belt
(SP) Sap
(SH) Shield
(SG) 37mm Stinger
(SB) Sting Ball
(ST) Stun Bag
(TR) Taser
(UC) Uncooperative

Type of Injury

(AB) Abrasion
(BR) Bruise
(BU) Burn
(CP) Complaint of Pain
(CO) Concussion
(DH) Death
(DI) Dislocation
(DB) Dog Bite
(FR) Fractures
(GS) Gunshot
(HB) Human Bite
(LC) Lacerations
(ND) Nerve Damage
(OD) Organ Damage
(PA) Paralysis
(PW) Puncture Wound
(SD) Soft Tissue Damage
(ST) Sprain/Twists
(UN) Unconscious
(RM) Refused Med Treatment
(NN) NONE

Body Part Injured

(AD) Abdomen
(AK) Ankle
(AR) Arm
(BK) Back
(BT) Buttocks
(CH) Chest
(EL) Elbow
(FA) Face
(FE) Feet
(FI) Fingers
(GE) Genitals
(GR) Groin
(HD) Hands
(HE) Head
(HI) Hip
(IN) Internal
(KN) Knees
(LE) Leg
(NK) Neck
(NO) Nose
(SH) Shoulder
(WR) Wrist

FORCE USED BY		FORCE USED AGAINST		Method (Code)	Type of Injury (Code)	Body Part (Code)
Name	E# or S#	Name	E# or S#			
MOORE	S1	[redacted]	E1	PP	HE	BR
MOORE	S1	[redacted]	E1	NN		
MOORE	S1	[redacted]	E1	PH	FA	BR
[redacted]	E1	MOORE	S1	PK		
ALPERIN	E2	MOORE	S1	TD		
MOORE	S1	ALPERIN	E2	RS		
MOORE	S1	ALPERIN	E2	PH		
ALPERIN	E2	MOORE	S1	CR		
MOORE	S1	[redacted]	E1	UC		
[redacted]	E1	MOORE	S1	PH		
[redacted]	E1	MOORE	S1	PO		
MOORE	S1	MICHAELSON	E3	UC		
MICHAELSON	E3	MOORE	S1	PH	FA	BR/FR
MOORE	S1	QUINONES	E4	UC		
QUINONES	E4	MOORE	S1	PH	FA	BR/FR
QUINONES	E4	MOORE	S1	PO		
MOORE	S1	QUINONES	E4	RS		
QUINONES	E4	MOORE	TR	BK		
BERNIER	E5	MOORE	S1	CT		
MOORE	S1	BERNIER	E5	RS		
BERNIER	E5	MOORE	S1	PH		
MICHAELSON	E3	MOORE	S1	RH		
ALPERIN	E2	MOORE	S1	RH		

COUNTY OF LOS ANGELES
SHERIFF'S DEPARTMENT

INVESTIGATIVE SUMMARY

SIGNIFICANT USE OF FORCE

- CONTROL TECHNIQUES
- PERSONAL WEAPONS
- TAKEDOWN
- TASER

UNIT: TWIN TOWERS CORRECTIONAL FACILITY

DATE / TIME OF INCIDENT: JUNE 11, 2010 (FRIDAY) / 1820 HOURS

LOCATION: 450 BAUCHET STREET, LOS ANGELES

URN: 910-00829-5800-054

IAB #: FO2269592

SYNOPSIS

Deputy [redacted] was providing security during pill call by escorting the nurse through module T-162 C-Pod, which housed inmates with acute mental illness. Because the cell doors in the module are constructed of safety glass and are not equipped with tray slots, it required Deputy [redacted] to open the door of each cell for the nurse to administer medication. Deputy [redacted] opened cell 9, at which time Suspect Shaun Moore forcibly pushed the door open, causing Deputy [redacted] to fall backward and lose his balance. Suspect Moore ran out of the cell toward the stairs. When Deputy [redacted] started to chase after him, Suspect Moore turned around and tackled Deputy [redacted] Deputy [redacted] head hit the concrete floor and his right arm was pinned under his body. Suspect Moore got on top of Deputy [redacted] and continuously punched him in the face.

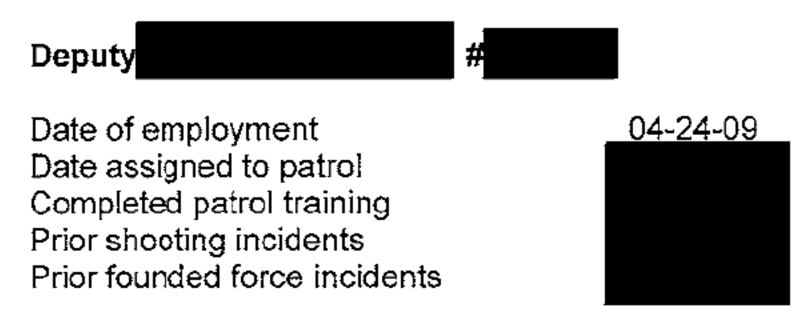
Deputy Alperin saw the incident from outside of C-Pod, at which time he radioed for assistance as he responded to assist Deputy [redacted] Suspect Moore did not comply with commands to stop fighting as he continued to assault Deputy [redacted] When Deputy Alperin attempted to apply the carotid restraint and pull him away from Deputy [redacted] Suspect Moore attempted to strike Deputy Alperin with his fists.

Deputies Michaelson and Quinonez arrived and gave Suspect Moore verbal commands to stop fighting. When Suspect Moore failed to comply, Deputy Michaelson struck Suspect Moore in the face with his fist approximately ten times. Deputy Quinonez struck Suspect Moore in the face with his fist three to five times, and applied three knee strikes to the left side of Suspect Moore's torso. Suspect Moore was not affected and continued to fight. When Suspect Moore ignored Deputy Quinonez' additional commands to stop fighting, Deputy Quinonez applied four drive stun Taser activations of various durations to the center of Suspect Moore's back. Suspect Moore was still not affected and continued his assaultive behavior toward the deputies.

Custody Assistant Bernier arrived and attempted to assist with handcuffing Suspect Moore. Suspect Moore failed to follow additional verbal commands to stop fighting and continued his assaultive behavior, at which time Custody Assistant Bernier struck Suspect Moore twice on the left side of his face with his fist. Deputies Alperin, Michaelson and Quinonez handcuffed Suspect Moore without further incident. Deputy [redacted] was transported by ambulance to LCMC where he was treated for a concussion.

Suspect Moore was subsequently transported on June 11, 2010 to LCMC for further treatment of the injuries he sustained from this incident. On June 21, 2010, TTCF Sergeant Johnson learned that Suspect Moore had been treated for a fractured jaw and a fractured nasal bone which resulted from the incident.

INVOLVED PERSONNEL AND EMPLOYEE WORK HISTORY



Deputy [redacted] #[redacted]

Date of employment	04-24-09
Date assigned to patrol	[redacted]
Completed patrol training	
Prior shooting incidents	
Prior founded force incidents	

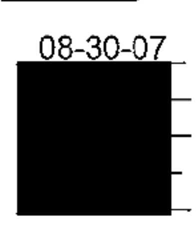
Deputy Michael J. Alperin #[redacted]

Date of employment 05-23-01
Date assigned to patrol
Completed patrol training
Prior shooting incidents
Prior founded force incidents


[redacted]

Deputy Douglas R. Michaelson, Jr. #[redacted]

Date of employment 08-30-07
Date assigned to patrol
Completed patrol training
Prior shooting incidents
Prior founded force incidents


[redacted]

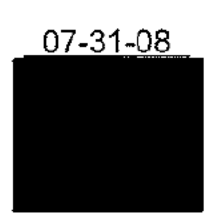
Deputy Angel C. Quinones #[redacted]

Date of employment 11-30-07
Date assigned to patrol
Completed patrol training
Prior shooting incidents
Prior founded force incidents


[redacted]

Custody Assistant Eric Bernier #[redacted]

Date of employment 07-31-08
Date assigned to patrol
Completed patrol training
Prior shooting incidents
Prior founded force incidents


[redacted]

SUSPECT INFORMATION

Shaun Dominic Moore
Male, Black, DOB: 08-13-1982, Booking #1907224, 6' 00", 160 lbs
[redacted]
CII # [redacted] MAIN # [redacted] FBI # [redacted]

Suspect Moore was in custody for [redacted]

WITNESSES

Nurse Isabelita Garrovillas # [redacted]

Inmate [redacted]

Inmate [redacted]

Inmate [redacted]

Inmate [redacted]

Inmate [redacted]

INJURIES

Suspect Moore received treatment at Los Angeles County Medical Center (LCMC) where X-ray results revealed fractures to his jaw and nasal cavity. Refer to Suspect Moore's medical assessment from LCMC **[EXHIBIT A]** for more detailed information.

Deputy [redacted] sustained a concussion and was transported to LCMC.

PHYSICAL EVIDENCE

There was no physical evidence.

INVESTIGATOR'S OBSERVATIONS

There were no observations of the scene since this was assigned to IAB on June 21, 2010, ten days after the incident, as a paper pick-up.

WEAPONS USED BY DEPUTY PERSONNEL

Taser model X26, serial #X00-529509, which was found to be functional. The firing data indicated the activations were consistent with what Deputy Quinones reported. Refer to Taser firing data sheet in the Miscellaneous Documents section for detailed information. There was only one video recording during the Taser activations, which did not show anything relevant.

WEAPONS USED BY SUSPECT

Personal weapons (punches and kicks).

PROPERTY DAMAGE

None

CRIMINAL INVESTIGATOR AND CHARGES FILED

Investigator: Detective Marcello Sampedro, Jail Investigations Unit
Charges Filed: Felony, Resisting/Obstructing a Peace Officer, 69 PC on 07-01-2010.

INVOLVED AND WITNESS DEPUTY STATEMENTS

The following narratives are intended only as a synopsis of the interviews. Additional information and precise wording may be obtained by reviewing the digitally audio recorded interviews and verbatim transcriptions.

Deputy [redacted]

On September 10, 2010, 2010, Deputy [redacted] stated in his IAB Witness interview, he was conducting pill call with the nurse in C-pod. He was in front of cell 9 and saw Suspect Moore laying on his bunk. He knocked on the door and announced that it was time for pill call. He then unlocked the door as Suspect Moore got up and walked toward the door. Suspect Moore was approximately one foot from the door when he lunged at the door, thrusting him backward. Suspect Moore then pushed the nurse out of the way and ran toward the stairs. Deputy [redacted] said he started to shut the door to go toward Suspect Moore, who then turned around and tackled him, causing him to hit his head on the concrete floor. During this time, his radio holster broke and the radio (which did not have an extended mic) fell out. His right arm was pinned under the right side of his body, at which time Suspect Moore got on top of him and began to continuously strike him in the face with his fists. Deputy [redacted] said after approximately twenty seconds of being assaulted, he managed to kick Suspect Moore off, at which time Deputy Alperin tackled Suspect Moore.

Deputy [redacted] said his recollection of the details after that was somewhat hazy as a result of his head impacting the floor when Suspect Moore initially tackled him. He didn't remember getting up and going to Suspect Moore, but remembered striking him in the legs approximately 14 times with his fists and applying approximately two knee strikes to Suspect Moore's right buttock. The last th[redacted]he remembered was someone pulling him off after the fight. Deputy [redacted] prepared a supplemental report regarding this incident **[EXHIBIT B]**.

Deputy Michael J. Alperin

On September 10, 2010, Deputy Alperin stated in his IAB Witness interview, he was in the module booth of T-162 when he saw Suspect Moore fighting with Deputy [redacted] on the upper tier of C-Pod. He responded to Deputy [redacted] aid and saw Suspect Moore standing over Deputy [redacted] and punching him in the face. Deputy Alperin said he put out an assistance request on his portable radio regarding a deputy involved in a fight. Even after he got to the top tier, Suspect Moore was still punching Deputy [redacted] in the face. Deputy [redacted] tried to kick Suspect Moore off, as Suspect Moore was also hitting Deputy [redacted] in the legs.

Deputy Alperin said he tackled Suspect Moore to the floor from behind, at which time Suspect Moore then tried to punch at him over his shoulder. He then attempted to apply the carotid restraint on Suspect Moore who continued to try to punch at him. During this time, he gave Suspect Moore verbal commands to stop fighting, as he continued to try punching at him. Deputies Michaelson and Quinonez arrived and also gave Suspect Moore verbal commands to stop fighting. Suspect Moore did not comply with their orders, at which time Deputies Michaelson and Quinonez punched him in the face.

Deputy Alperin stated during this time, he continued his attempt to apply the carotid restraint as Suspect Moore tried to get away from him. He then heard the Taser being deployed and tried to get out of the way. Deputy Michaelson assisted with handcuffing Suspect Moore without further incident. Deputy Alperin submitted a complaint report regarding this incident **[EXHIBIT C]**.

Deputy Douglas R. Michaelson, Jr.

On September 13, 2010, 2010, Deputy Michaelson stated in his IAB Witness interview, he was in module T-161, when he heard over the radio that there was a fight in module T-162. He responded to module T-162 C-pod and saw Deputy Alperin and Suspect Moore fighting on the floor at the top of the stairs. Suspect Moore ignored verbal commands to stop fighting. As Deputy Alperin tried to apply the carotid restraint, Suspect Moore was hitting him on the arms by punching backwards. Deputy Michaelson stated it was at this time he struck Suspect Moore five to six times downward, to the left side of his face with his right fist, which had no effect. Deputy Michaelson stated Suspect Moore kept saying, "That's good. You guys got me good" in a mocking manner as he was being struck.

Deputy Michaelson stated he saw Deputy Quinones applied a drive stun Taser activation to Suspect Moore's lower back, which also had no effect, as he continued to kick and flail his arms. Deputy Michaelson said he struck him four additional times with his right fist to the left side of the face until they were able to get him on his stomach and handcuff him. Deputy Michaelson prepared a supplemental report regarding this incident **[EXHIBIT B]**.

Deputy Angel C. Quinones

On September 10, 2010, 2010, Deputy Quinones stated in his IAB Witness interview, he was in module T-161 when I heard on the radio broadcast of a deputy involved in a fight in module T-162. He and Deputy Michaelson responded to module T-162 and saw Deputy [redacted] lying on the floor of the upper tier of C-Pod and appeared to be non-responsive. Next to Deputy [redacted] was Deputy Alperin wrestling with Suspect Moore on the floor.

He attempted to assist Deputy Alperin with subduing Suspect Moore, who was punching and kicking violently. Deputy Quinones stated he struck Suspect Moore to the left side of his face approximately four times with his left fist, and then struck Suspect Moore in the left side of his torso three times with knee strikes, which were ineffective as Suspect Moore continued to kick and punch at them. He then applied four to five drive stun Taser activations to the center of Suspect Moore's back, while giving him commands to stop fighting. Deputy Quinones said he manually shortened the duration of the Taser activations several times by putting the Taser on safety during mid-cycle, to allow Suspect Moore the opportunity to comply. After the last drive stun activation, Deputies Alperin and Michaelson were able to handcuff Suspect Moore behind his back without further incident. Deputy Quinones prepared a supplemental report regarding this incident **[EXHIBIT B]**.

Custody Assistant Eric Bernier

On September 10, 2010, 2010, Custody Assistant Bernier stated in his IAB Witness interview, he was administering pill call in module T-162 A-pod when he heard a "415" broadcast over the radio in module T-162 C-pod.

Upon his arrival in, he saw Deputies [redacted] Alperin, Quinonez, and Michaelson struggling with Suspect Moore on the top tier. Suspect Moore was "wailing his fists" at Deputy Michaelson. He grabbed Suspect Moore's left arm and tried to place it behind his back. Suspect Moore's hand slipped out of his grasp, at which time he started to strike and kick at them. Custody Assistant Bernier stated he struck Suspect Moore's left cheek twice with his right fist.

Deputy Quinonez announced for everyone to step back and administered approximately four drive stun Taser activations on Suspect Moore's torso between the left side and back. Suspect Moore was unaffected by the Taser as he continued kicking and wailing his fists at them. They handcuffed Suspect Moore behind his back without further incident, as he resisted. Custody Assistant Bernier prepared a supplemental report regarding this incident **[EXHIBIT B]**.

CIVILIAN WITNESSES

Nurse Isabelita Garrovillas

Nurse Garrovillas stated to Sergeant Johnson immediately after the incident that she was administrating pill call with Deputy [redacted] in module T-162 C-Pod. They approached cell 9, at which time Deputy [redacted] opened the cell door so she could administer the medication. During this time, Suspect Moore forcibly pushed the door, ran past her and attacked Deputy [redacted] knocking him to the ground. Nurse Garrovillas stated she immediately ran away from the area and did not observe anything further.

The following statements were based on videotaped interviews conducted by TTCF Sergeant Michael Yocum #[redacted] immediately after the incident occurred.

Inmate [redacted]

Inmate [redacted] stated he was housed in module T-162 C-Pod cell [redacted] when he saw the nurse and Deputy [redacted] at cell 9, giving medication to an inmate. He saw the cell door slam open as Suspect Moore rushed out and pushed his way past the nurse and Deputy [redacted] When Deputy [redacted] tried to stop Suspect Moore, they wrestled for a bit and fell to the floor. He then saw the other deputies responding.

Inmate [redacted]

Inmate [redacted] stated he was in module T-162 C-Pod cell [redacted] when he saw Suspect Moore come violently out of his cell and violently attack Deputy [redacted] He saw Suspect Moore shove Deputy [redacted] and strike him, and then try to get away.

Inmate [redacted]

Inmate [redacted] stated he was sleeping in module T-162 C-Pod cell [redacted] and did not see the incident between Suspect Moore and the deputies.

Inmate [redacted]

Inmate [redacted] stated he was in module T-162 C-Pod cell [redacted] when he saw Suspect Moore push his cell door open and then push and hit Deputy [redacted] Deputy [redacted] fell to the ground at which time Suspect Moore held onto him.

Inmate [redacted]

Inmate [redacted] stated he was in module T-162 C-Pod cell [redacted] with Suspect Moore, who told him he was "pissed off because he didn't get his store." Suspect Moore pushed through the open cell door and knocked Deputy [redacted] to the ground and started "socking the deputy up." He stated Suspect Moore hit Deputy [redacted] three times in the face and then saw Deputy [redacted] punch back once. Once on the ground, Suspect Moore resisted and held on to Deputy [redacted] legs and hitting him.

<u>**SUSPECT MOORE'S STATEMENT**</u>

Suspect Moore was interviewed by the Watch Commander, Lieutenant Eduardo Arnaldo, on camera **[EXHIBIT D]** at the Twin Towers Correctional Facility Tower 1 clinic. He stated he ran into Deputy [redacted] in an attempt to escape from the facility. During this time Deputy [redacted] tackled him to the ground. He denied punching Deputy [redacted] and stated that Deputy [redacted] was on top of him.

Suspect Moore complained of pain to the left side of his face, which he claimed was the result of deputies kicking him in the face with their boots. He also stated that he was sprayed with mace during the incident.

Suspect Moore stated he took psychotropic medication for his mental illness.

COUNTY OF LOS ANGELES

SHERIFF'S DEPARTMENT

"A Tradition Of Service"

DATE: June 2, 2011
FILE: FO2269592

OFFICE CORRESPONDENCE

FROM: JOSEPH S. HARTSHORNE, COMMANDER
OFFICE OF THE ASSISTANT SHERIFF

TO: JOSEPH M. GOODEN, CAPTAIN
INTERNAL AFFAIRS BUREAU

SUBJECT: EXECUTIVE FORCE REVIEW COMMITTEE DISPOSITION:
DEPUTY [redacted] #[redacted]
DEPUTY MICHAEL J. ALPERIN #[redacted]
DEPUTY DOUGLAS R. MICHAELSON, JR. #[redacted]
DEPUTY ANGEL C. QUINONEZ #[redacted]
CUSTODY ASSISTANT ERIC BERNIER #[redacted]
TWIN TOWERS CORRECTIONAL FACILITY

Deputy [redacted] was providing security during pill call by escorting the nurse through module T-162 C-Pod, which housed inmates with acute mental illness. Because the cell doors in the module are constructed of safety glass and are not equipped with tray slots, it required Deputy [redacted] to open the door of each cell for the nurse to administer medication. Deputy [redacted] opened cell 9, at which time Suspect Shaun Moore forcibly pushed the door open, causing Deputy [redacted] to fall backward and lose his balance. Suspect Moore ran out of the cell toward the stairs. When Deputy [redacted] started to chase after him, Suspect Moore turned around and tackled Deputy [redacted] Deputy [redacted] head hit the concrete floor and his right arm was pinned under his body. Suspect Moore got on top of Deputy [redacted] and continuously punched him in the face.

Deputy Alperin saw the incident from outside of C-Pod, at which time he radioed for assistance as he responded to assist Deputy [redacted] Suspect Moore did not comply with commands to stop fighting as he continued to assault Deputy [redacted] When Deputy Alperin attempted to apply the carotid restraint and pull him away from Deputy [redacted] Suspect Moore attempted to strike Deputy Alperin with his fists.

Deputies Michaelson and Quinonez arrived and gave Suspect Moore verbal commands to stop fighting. When Suspect Moore failed to comply, Deputy Michaelson struck Suspect Moore in the face with his fist approximately ten times. Deputy Quinonez struck Suspect Moore in the face with his fist three to five times, and applied three knee strikes to the left side of Suspect Moore's torso. Suspect Moore was not affected and continued to fight.

When Suspect Moore ignored Deputy Quinonez' additional commands to stop fighting, Deputy Quinonez applied four drive stun Taser activations of various durations to the center of Suspect Moore's back. Suspect Moore was still not affected and continued his assaultive behavior toward the deputies.

Custody Assistant Bernier arrived and attempted to assist with handcuffing Suspect Moore. Suspect Moore failed to follow additional verbal commands to stop fighting and continued his assaultive behavior, at which time Custody Assistant Bernier struck Suspect Moore twice on the left side of his face with his fist. Deputies Alperin, Michaelson and Quinonez handcuffed Suspect Moore without further incident. Deputy [redacted] was transported by ambulance to LCMC where he was treated for a concussion.

Suspect Moore was subsequently transported on June 11, 2010 to LCMC for further treatment of the injuries he sustained from this incident. On June 21, 2010, TTCF Sergeant Johnson learned that Suspect Moore had been treated for a fractured jaw and a fractured nasal bone which resulted from the incident.

On May 18, 2011 the Executive Force Review Committee convened and conducted a review regarding the facts of this case. The applicable policies that were evaluated by the committee were: MPP §§ 3-01/025.00, Use of Force; 3-01/025.10, Unreasonable Force; and 3-01/050.10, Performance to Standards.

Concerning:

MPP § 3-01/025.00, Use of Force and MPP § 3-01/025.10, Unreasonable Force, the Committee determined that the force used by Deputies Matthew R. [redacted] # [redacted] Michael J. Alperin # [redacted] Douglas R. Michaelson, Jr. # [redacted] Angel C. Quinonez # [redacted] and Custody Assistant Eric Bernier # [redacted] was reasonable and necessary and in compliance with Department policy.

MPP § 3-01/050.10, Performance to Standards, the Committee determined that the tactics employed by all personnel in this incident were within Department Policy.

JSH:RSP/rsp